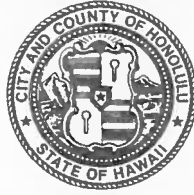


POLICE DEPARTMENT
CITY AND COUNTY OF HONOLULU

801 SOUTH BERETANIA STREET · HONOLULU, HAWAII 96813
TELEPHONE: (808) 529-3111 · INTERNET: www.honoluluupd.org



KIRK CALDWELL
MAYOR

LOUIS M. KEALOHA
CHIEF

DAVE M. KAJIHIRO
MARIE A. McCAULEY
DEPUTY CHIEFS

OUR REFERENCE **LM-SH**

March 31, 2015

The Honorable Karl Rhoads, Chair
and Members
Committee on Judiciary
House of Representatives
Hawaii State Capitol
415 South Beretania Street
Honolulu, Hawaii 96813

Dear Chair Rhoads and Members:

Subject: Senate Bill No. 550, SD1, HD1, Relating to Health

I am Lisa Mann, Acting Major of District 6 (Waikiki) of the Honolulu Police Department (HPD), City and County of Honolulu.

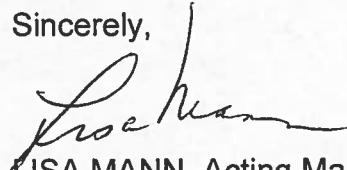
The HPD supports Senate Bill No. 550, SD1, HD1, relating to the prohibition of the consumption, purchase, possession, or sale of powdered alcohol.

Powdered alcohol is lightweight and packaged in pouches that are easily concealable and portable. It can easily be smuggled into venues such as schools, arenas, and stadiums. It also allows underage drinkers to conceal their consumption from adults and for alcohol to be consumed in public without detection. The smuggling of alcohol into venues, drinking in public, and underage drinking are already concerns to the HPD. Powdered alcohol would make detection and enforcement that much more challenging.

The Honorable Karl Rhoads, Chair
and Members
Page 2
March 31, 2015

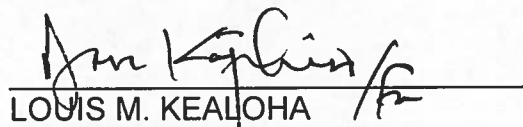
Thank you for the opportunity to testify.

Sincerely,

A handwritten signature in black ink, appearing to read "Lisa Mann", written in a cursive style.

LISA MANN, Acting Major
District 6

APPROVED:

A handwritten signature in black ink, appearing to read "Louis M. Kealooha", written in a cursive style, positioned above a horizontal line.

LOUIS M. KEALOHA
Chief of Police

DENNIS "FRESH" ONISHI
Council Member
District 3



PHONE: (808) 961-8396
FAX: (808) 961-8912
EMAIL: donishi@co.hawaii.hi.us

HAWAI'I COUNTY COUNCIL
25 Aupuni Street, Hilo, Hawai'i 96720

March 30, 2015

The Honorable Karl Rhoads, Chair
and Members of the House Committee on Judiciary

Dear Chair Rhoads, Vice Chair San Buenaventura and Members of the Committee

Thank you for the opportunity to provide testimony and comments in support of Senate Bill No. 550 SD1 HD1, which prohibits the consumption, purchase, possession, and sale of powdered alcohol. Defines powdered alcohol.

The original language in Senate Draft 1, addresses the ongoing challenges we face with Hawai'i's minors and the use of tobacco products.

Amending this measure to re-insert the language of Senate Draft 1, will help with unifying the overall initiative of keeping Hawai'i's Keiki tobacco-free.

Attached you will find a proposed Bill, of which my office is prepared to introduce for consideration by our County Council.

Thank you for your consideration and for the opportunity to provide testimony along with comments in support of this measure.

Sincerely,

A handwritten signature in black ink, appearing to read "Dennis Onishi".

Dennis "Fresh" Onishi
Hawai'i County Council Member

COUNTY OF HAWAI'I



STATE OF HAWAI'I

DRAFT

BILL NO. _____

ORDINANCE NO. _____

AN ORDINANCE AMENDING CHAPTER 13, HAWAI'I COUNTY CODE 1983 (2005 EDITION, AS AMENDED) RELATING TO TOBACCO PRODUCTS AND ELECTRONIC SMOKING DEVICES.

BE IT ORDAINED BY THE COUNCIL OF THE COUNTY OF HAWAI'I:

SECTION 1. Chapter 13, of the Hawai'i County Code 1983 (2005 Edition, as amended), is amended by adding a new article to be appropriately designated and to read as follows:

"Article __. Tobacco Products and Electronic Smoking Devices.

Section 13-__. Definitions.

As used in this article:

"Electronic smoking devices" means any electronic product that can be used to simulate smoking in the delivery of nicotine or other substances to the person inhaling from the device, including but not limited to and electronic cigarette, electronic cigar, electronic cigarillo, or electronic pipe, and any cartridge or other component of the device or related product.

"Minor" means any person below the age of eighteen years.

"Smoke" or "smoking" means inhaling, exhaling, burning, or carrying any lighted or heated tobacco product or plant product intended for inhalation in any manner or in any form.

"Smoking" includes the use of an electronic smoking device.

"Tobacco product" means any product made or derived from tobacco that contains nicotine or other substances, and is intended for human consumption or is likely to be consumed, whether smoked, heated, chewed, absorbed, dissolved, inhaled, or ingested by any other means, including but not limited to cigarettes, cigars, pipe tobacco, chewing tobacco, snuff, snus, or an electronic smoking devices. "Tobacco product" does not include any product specifically approved by the United States Food and Drug Administration for legal sale as a tobacco cessation product that is being marketed and sold solely for that approved purposes. "

Section 13-__. Prohibition.

It is unlawful for any minor to smoke or use tobacco products or electronic smoking devices within the County of Hawai'i.

Section 13-__. Penalty.

Community service and/or other terms set by a family court judge or the judge of the Family court.

SECTION 2. If any provision of this ordinance or the application thereof to any person or circumstance, is held invalid, such invalidity shall not affect other provisions or applications of the ordinance, which can be given effect without the invalid provision or application, and to this end, the provisions of this ordinance are declared to be severable.

SECTION 3. This ordinance shall take effect upon its approval.

INTRODUCED BY:

COUNCIL MEMBER, COUNTY OF HAWAI'I

_____, Hawai'i

Date of Introduction:
Date of 1st Reading:
Date of 2nd Reading:
Effective Date:

Submitted By	Organization	Testifier Position	Present at Hearing
Michael S. Nakasone	Individual	Oppose	No

LATE



STATE OF HAWAII
DEPARTMENT OF PUBLIC SAFETY
919 Ala Moana Boulevard, 4th Floor
Honolulu, Hawaii 96814

NOLAN P. ESPINDA
DIRECTOR

Cathy Ross
Deputy Director
Administration

Deputy Director
Corrections

Shawn H. Tsuha
Deputy Director
Law Enforcement

No. _____

TESTIMONY ON SENATE BILL 550, SENATE DRAFT 1, HOUSE DRAFT 1
RELATING TO HEALTH

Nolan P. Espinda, Director
Department of Public Safety

House Committee on Judiciary
Representative Karl Rhoads, Chair
Representative Joy A. San Buenaventura, Vice Chair

Tuesday, March 31, 2015, 2:05 PM
State Capitol, Room 325

Chair Rhoads, Vice Chair San Buenaventura, and Members of the Committee:

The Department of Public Safety (PSD) **supports** Senate Bill (SB) 550, Senate Draft (SD) 1, House Draft (HD) 1, which proposes to prohibit the consumption, purchase, possession, or sale of powdered alcohol, except for specific purposes as defined in the bill. The Department's chief concerns for public safety are: 1) the possibility that this unregulated product could be inappropriately used and/or abused by individuals and 2) get into the hands of our youth, for whom alcohol is illegal.

Powdered alcohol can be taken orally, ingested directly from the package in the powdered form, or like other drugs, could be placed into gel capsules or snorted as may be done with vaporized alcohol. These products come manufactured with flavors and are especially dangerous since they could be added undetected to food, candy, and other food products to make these seemingly harmless or even, healthful products intoxicating.

A certain brand of powdered alcohol sells premium vodka and Puerto Rican rum in white powder form. Each packet contains the equivalent of five ounces of alcohol, which according to the manufacturer when mixed with liquid, is equal to a standard mixed drink. However, the user may fail to add the proper amount of liquid or substitute a liquid intoxicant to produce a more potent drink. Most importantly, alcohol in powdered form would be extremely difficult to detect, track, and control.

For these reasons, the PSD supports the passage of SB 550, SD1, HD1.

Thank you for the opportunity to present this testimony.

LATE

Testimony in Support of SB 550 SD1 HD1 – Relating to Health
Tuesday, March 31 2015, 2:05 pm
Conference Room 325
Hawaii State Capitol

To: Committee on Judiciary
Rep. Karl Rhoads, Chair
Rep Joy San Buenaventura, Vice Chair

Fr: Alan Shinn, Executive Director
Coalition for a Drug-Free Hawaii
1130 N. Nimitz Hwy., Suite A259
Honolulu, HI 96817
(808) 545-3228 x29

Please accept my testimony on behalf of the Coalition for a Drug-Free Hawaii (CDFH) in support of SB 550 SD1 HD1 – Relating to Health, that defines and prohibits the consumption, purchase, possession, or sale of powdered alcohol.

Underage drinking is significant problem for our youth ages 12-17 and young adults. The adolescent brain continues to develop until at least age 25 years and can be impaired by chronic use of alcohol and other drugs. In addition, alcohol use is a factor in the three leading causes of death for youth ages, 15-24 years.

Powdered alcohol is similar to alcohol-flavored energy drinks as another novel way for youth to conceal and consume alcohol in different forms. Regardless of the fact that alcohol is illegal to anyone under the age of 21 years, youth will find a way to obtain and use powdered alcohol.

Banning powdered alcohol from Hawaii's marketplace is the best way to protect our youth.

Thank you for the opportunity to submit testimony on SB 550 SD1 HD1.

Submitted By	Organization	Testifier Position	Present at Hearing
Mark Dietrich	Individual	Oppose	No

Comments: